## STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

ATTORNEYS AT LAW

1100 NEW YORK AVENUE, N.W., SUITE 600 WASHINGTON, D.C. 20005-3934

SEP 28 1999

(202) 371-2600

FACSIMILE: (202) 371-2540; (202) 371-6566

**TECH CENTER 1600/2900** 

ROBERT GREENE STERNE
EDWARD J. KESSLER
JORGE A. GOLDSTEIN
SAMUEL L. FOX
DAVID K.S. CORNWELL
ROBERT W. ESMOND
TRACY-GENE G. DURKIN
MICHELE A. CIMBALA
MICHAEL B. RAY
ROBERT E. SOKOHL

ERIC K. STEFFE
MICHAEL O. LEE
STEVEN R. LUDWIG
JOHN M. COVERT\*
LINDA E. ALCORN
RAZ E. FLESHNER
ROBERT C. MILLONIG
MICHAEL V. MESSINGER
JUDITH U. KIM
LIMOTHY J. SHEA, JR.

DONALD R. MCPHAIL
PATRICK E. GARRETT
STEPHEN G. WHITESIDE
JEFFREY T. HELVEY\*
HEIDI L. KRAUS
JEFFREY R. KURIN
RAYMOND MILLIEN
PATRICK D. O'BRIEN
LAWRENCE B. BUGAISKY
CRYSTAL D. SAYLES\*

EDWARD W. YEE
ALBERT L. FERRO\*
DONALD R. BANOWIT\*
PETER A. JACKMAN
MOLLY A. MCCALL
TERESA U. MEDLER
JEFFREY S. WEAVER
KRISTIN K. VIDOVICH
ANDREW S. ROBERTS\*
KENDRICK P. PATTERSON\*

DONALD J. FEATHERSTONE\*\*
KAREN R. MARKOWICZ\*\*
GRANT E. REED\*\*
SUZANNE E. ZISKA\*\*
BRIAN J. DEL BUONO\*\*
VINCENT L. CAPUANO\*\*
ANDREA J. KAMAGE\*\*
NANCY J. DEGEN\*\*

ROBERT H. BENSON\*
OF COUNSEL

\*BAR OTHER THAN D.C.
\*\*REGISTERED PATENT AGENTS

September 24, 1999

**WRITER'S DIRECT NUMBER:** (202) 789-5507

Assistant Commissioner for Patents Washington, D.C. 20231

Re:

U.S. Utility Patent Application

Appl. No. 09/028,514; Filed: February 23, 1998

For: Serum-Free Mammalian Cell Culture Supplement, and Uses Thereof

Inventors:

Gorfien et al.

Our Ref:

0942.4110002/RWE/GER

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Fee Transmittal Form PTO/SB/17 (in duplicate);
- 2. Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1) (in duplicate);
- 3. Second Preliminary Amendment and Reply to Restriction Requirement;
- 4. Our Check No. 25464 in the amount of \$380.00 to cover the extension of response within second month fee (37 C.F.R. § 1.17(a)(2));
- 5. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

STERNE, KESSLER. GOLDSTEIN & FOX P.L.L.C.

Assistant Commissioner for Patents September 24, 1999 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Grant É. Reed

Agent for Applicants Registration No. 41,264

Enclosures

411-2.RESPONSE.RR.TRANS.WPD SKGF Rev. 9/23/98 dcw Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## **FEE TRANSMITTAL**

for FY 1999

Patent fees are subject to annual revision. Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/\$8/09-12. ENT & TRADEN See 37 C.F.R. §§ 1.27 and 1.28.

Complete if Known				
Application Number	09/028,514			
Filing Date	February 23, 1998			
First Named Inventor	Stephen F. Gorfien			
Examiner Name	D. Ware			
Group / Art Unit	1651			
Attorney Docket Number	0942.4110002/RWE/GER			

**TOTAL AMOUNT OF PAYMENT** 

(\$)380.00

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)						
1.   The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:	3. ADDITIONAL FEES						
Deposit Account Number 19-0036							
	Large Fee	Entity Fee	Small Fee	Entity Fee	,	Fee	
Name Sterne, Kessler, Goldstein & Fox P.L.L.C.	Code	(\$)	Code	(\$)	Fee Description	Paid	
☐ Charge Any Additional Fee Required Under 37 CFR	105	130	205	65	Surcharge - late filing fee or oath		
§§ 1.16 and 1.17	127	50	227	25	Surcharge - late provisional filing fee or cover sheet		
			-				
	139	130	139	130	Non-English specification		
2. A Payment Enclosed: A Check No. 25464	147	2,520	147	2.520	For filing a request for reexamination		
☐ Money Order      Other*	,	2,020	• • •	6,02-	101 ming a requestion recommission.		
*Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.	112	920*	112	920*	Requesting publication of SIR prior to Examiner action		
FEE CALCULATION	113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		
	115	110	215	55	Extension for reply within first month		
1. BASIC FILING FEE	116	380	216	190	Extension for reply within second month	380.00	
Large Entity Small Entity	117	870	217	435	Extension for reply within third month		
Fee Fee Fee Fee Description Fee Paid	118	1,360	218	680	Extension for reply within fourth month		
Code (\$) Code (\$)	128	1,850	228	925	Extension for reply within fifth month		
101 760 201 380 Utility filing fee	119	300	219	150	Notice of Appeal		
106 310 206 155 Design filing fee	120	300	220	150	Filing a brief in support of an appeal		
107 480 207 240 Plant filing fee	121	260	221	130	Request for oral hearing		
108 760 208 380 Reissue filing fee	138	1,510	138	1,510	Petition to institute a public use proceeding		
114 150 214 75 Provisional filing fee	140	110	240	55	Petition to revive - unavoidable		
	141	1,210	241	605	Petition to revive - unintentional		
SUBTOTAL (1) (\$)0.00	142	1,210	242	605	Utility issue fee (or reissue)		
	143	430	243	215	Design issue fee		
	144	580	244	290	Plant issue fee		
2. EXTRA CLAIM FEES Fee from Extra below Fee Paid	122	130	122	130	Petitions to the Commissioner		
Total Claims 20** = X =	123	50	123	50	Petitions related to provisional applications		
Indep. Claims 3** = X =	120	00	120		retitions related to provisional applications		
Multiple Dependent =	126	240	126	240	Submission of Information Disclosure Stmt		
** or number previously paid, if greater; For Reissues, see below	501	40	501	40	Describes such nations assignment per property		
Large Entity Small Entity Fee Fee Fee Fee Description Code (\$) Code (\$)	581	40	581	40	Recording each patent assignment per property (times number of properties)		
103 18 203 9 Claims in excess of 20	146	760	246	380	Filing a submission after final rejection (37 CFR 1.129(a))		
102 78 202 39 Independent claims in excess of 3							
104 260 204 130 Multiple dependant claim	149	760	249	380	For each additional invention to be examined (37 CFR 1.129(b))		
108 78 209 39 **Reissue independent claims over original patent	Other fee (s	pecify) :			(0) 5		
110 18 210 9 **Reissue claims in excess of 20 and over original patent	Other fee (s	pecify):					
over original paterit	*Reduced b	• • •	na Fee	Paid			
SUBTOTAL (2) (\$)0.00	11000000	, 500,01	11g . 00				
					SUBTOTAL (3) (\$)	380.00	
SUBMITTED BY				_	Complete (if applicable)		